

G. R. S. IX-5]

Previous references.

File No. 108-08

1908-9
(S. R.)

Serial Nos. 1, 2, 3, 4

Later references.

(59) P

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1, 2, 3, 4

Part B for January 1917.

SUBJECT.

Inamdar's claim to the Toddy Excise Revenue of the Boyimannahalli village, Bangalore ~~TK~~.

sl4.

Fl 4155-6 D 26.1.17.

Holds that the Inamdar is privileged and entitled to the revenue from toddy of the village

A. Janakiram

1908. 9.

GENERAL AND REVENUE SECRETARIAT.

(S-R)

NOTES.

File No. 108-08.

FILE HEADING.

Inaudai's claim to the Bodey Enise Rev:
of the Bojemarnahalli village, Bangalore M

From

The Enise Bank

No. 4177 Dated 27.10.08 Received 3.11.08.

Diary No. 1493

Enclos. 1 + file Spare Copies :

Serial No. 1.

BRIEF ABSTRACT OF LETTER.

Submits the record of Enquiry relating to the
claim of the Inaudai to the Enise revenue
from Bodey & gives it as his opinion that the
Inaudai is entitled to it.

NOTES AND ORDERS.

P. 20.0

Office of the Dewan of Mysore.

File No. (if any)

Directions.

No., date and purport of receipts to be entered in red, and office note in black ink in order of dates.—To be written only on one side, and inside the line of margin.

Branch *Excise*

Subject Letter no $\frac{6140}{396}$ of 6.3.1903, from the Excise Commr in Mysore. Subm to the records of enquiry into the claim to the ~~lottery~~ Revenue of the Kayampulka Boye (Pantapalya) in the Bangalore Tk.

1. The Kayampulka is entitled to the Excise revenue from toddy which has been conceded both by the Sannad and the Inam Settlement.

2. The Case falls within Rule 2, S. 13 of the Rules published in F.P. of 2.8.0

- The Excise Commr. Submits a 'point' for the ~~decision~~ ^{decision}

Govt. viz. Whether this "Inam" granted apparently under rules for construction and establishment choultries by the Commissioners for the Administration of the Territories of Mysore in the Year could such right conceit Sub? for a ~~decision~~ ^{order}.

2/12/9/03 3. A copy of the Inam Ref. of enquiry in ^{one does not see} to be in the ^{phone call post} list 12/19/03

Rule XVIII of Rev. manual

page 208.

also rule 1 under Sec. III
page 222.

M 108-08

(2)³

4 Int. (a draft)
14/9/03

Note Cont?

5 In reply to the Report of the
Main Settlement of the Boyimamaballi
village has been submitted
The right to the abkari revenue of the
village is conceded - vide Col. 135 of the
Main Report. Page 6.

F. [Signature]

Subd for orders

11/3/03. I do not see anything in
but date (toddy) rights being
conceded. The question raised
by the Exc CR is also one of
difficulty. Does 'abkari' in-
clude Toddy always.

7 May the claim be allowed
on the strength of this?

Am
5/11/03

To the Dewan,
through the 2nd. Councillor.

8 Assuming that the term Abkari includes

toddy excise and that there is a valid title
the further question is whether the enjoy-
ment for 12 years preceding 1892-93 has been
established. On this point there is no

Subd

It is enough to prove enjoyment
at any time within 12
years prior to 1892-3.
vide para 19. Slag 2C.

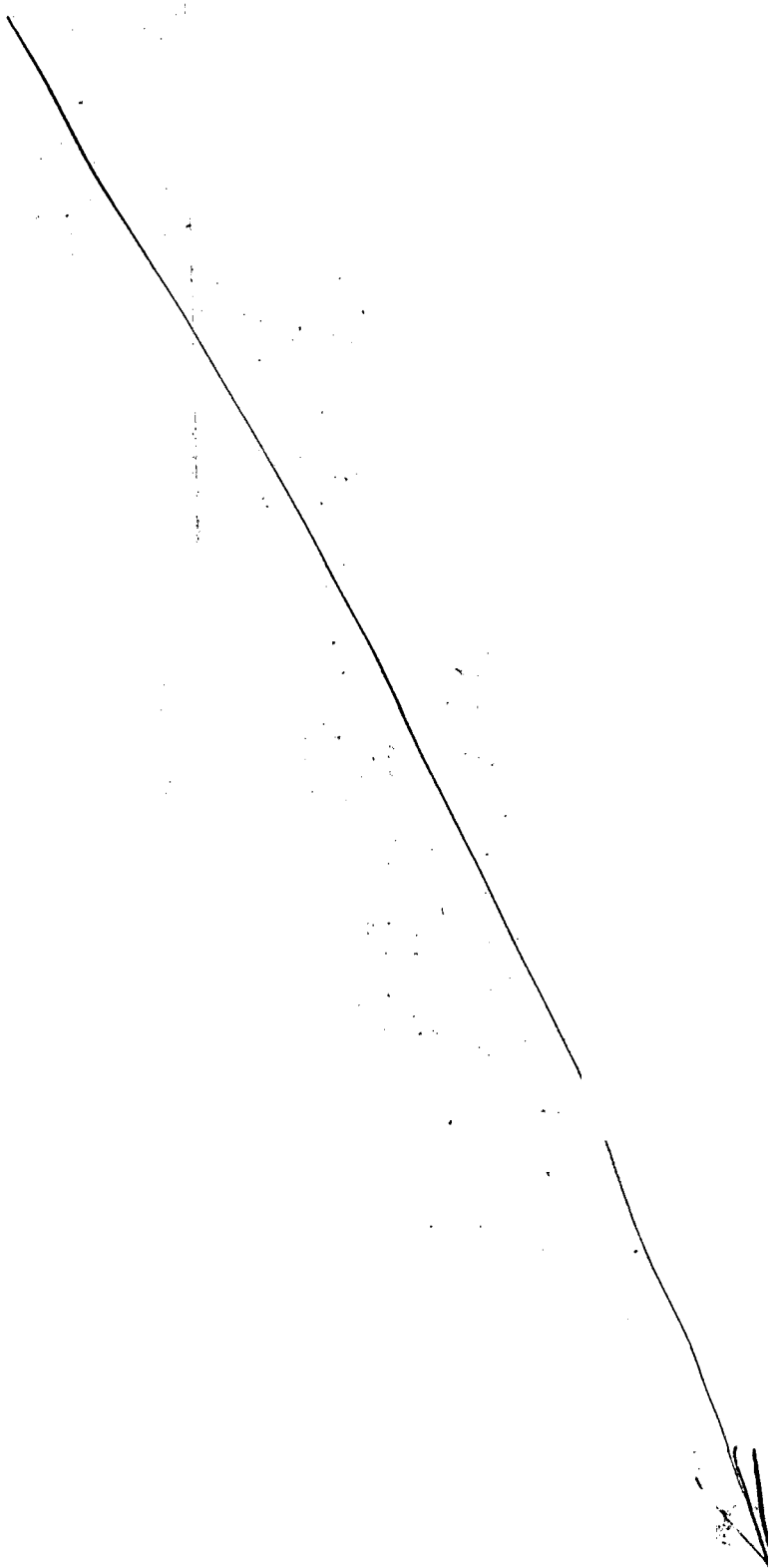
U.S. 11

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evidence nor any distinct finding. I would
send the case back for further enquiry with
reference to para 19 of the Rules.

[Signature]
30/11/03
Sect 9
Sub 2
9/30/11/03

[Signature]
30/11/03



SR

File No.

108

of 190

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(4)

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To the Sn. Comr no: 453 dte 9.12.03

Inquires whether there is proof of
enjoyment of the Snice Res: within 12
years prior to 1892-3.

From the Snice Comr no: 457 dte 27.10.03

Inclines to think that there was no
enjoyment of the Snice Res: from today
at any time + that the Encumber is not
entitled to it.

10 The Case deserves to be dealt with
at some length as the opinion recorded by
the present Snice Comr is opposed to
that recorded by either the former Snice
Comr or the present Investigating Officer.

11 The Substant of alienation & the
details of enjoyment, as comprehending the
Snice or not, may be dealt with under

Z + H. vide also (1) the Samad of 1842.

T. (2) the Enam Regt of Engrs (1878)

(3) the testimony of witnesses.

In compliance with the request of the
Late Mr Gundopanth, Head Sheristadar
of the Bangalore Division, that he was
anxious to provide some lands for
for the benefit of the Brahmin inhabitants
of the Seripmanatha Agraharam built by
him

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the chief bent of anyone alienated the village "in consideration of his highly useful public services", under a ~~sanad~~ ^{sanad} of the 18. 4. 1842. The village was at the time of the grant & for 42 years previous thereto, depopulated and consequently in order to make the grant really attractive to the persons for whose benefit the village had been obtained the grantee asked the chief bent for certain ~~sanads~~ ^{sanads} which were also granted to him under a Hindi order of the 18. 7. 42. This latter purports to have alienated several items of revenue including "Panchabab Chikar Bajabab". It is unnecessary to say that these terms are understood to this day to include all items of revenue.

The next document to be taken into consideration is the Enam Register of survey conducted in 1878. It will be seen from it that "rights to alkari" were first reserved but conceded finally as proof of the existence of an amark ~~shp~~ ^{shp} for 15 or 20 years prior to the settlement. The question arises whether the term alkari, ^{used in the Enam Reg} includes roads always. There is no doubt that the same word is used to denote infernal

Subs. Z.
Vernacular terms
to verify this.

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all items of Sine revenue as also
every item thereof. There has been many
a case before Pat: in which the word was
interpreted to mean nothing more than
anna. Whether this word, in the present
case, is used in its general sense or in
its restricted sense - meaning anna - as
conjectured by the Sine Board, can be
determined by a reference to the Decree
of July 1842, where the Sine provisions are
fully particularised. It may be seen that
this last is in most liberal terms, conceding
as it does even the revenue from
Sandal - an item of revenue sold and
alienated. As already stated above, it
conceded to the Pat = Panchabab Bliller
Bajebab - a phraseology which is always
understood to signify the whole range of
Sine revenue. If this is so, then it may
safely be presumed that the word abkari
as used in the Quam Register includes
toddy also in the present case.

13 Assuming then there is a valid
title & the term abkari referred to in
the Quam Register includes toddy Sine
revenue, the further question that
requires an answer is whether the

not always

7.

Sub:

Vernacular records to

Verifs.

Vide also Regd.

Serial
No.

L

R

Q

Sucise revenue ~~has been~~^{was} injured at any time within 12 years preceding 1892 as required under rule 19 of the Rules prescribed for the Settlement of Zamindars' claims to the Sucise revenue from Toddy. On this point, the investigating officer is satisfied that the Toddy trees were leased out by the Zamindar twice before 1892-3. But this the Sucise Govt doubts in the absence of documentary evidence.

14 This time the ^{present} Zamindar did not produce before the investigating officer any Patta Chit or Ambchalika. He says the village came to his share in the division of the family property "about a year ago" & that he is unable to produce any documentary evidence readily on this point. The thing is that the management of this village was left to a no. of ill paid ^{or priestly class of} Brahmins not ~~used~~ accustomed to regular business habits, with the result that the present Zamindar is unable to produce the Patta Chits at this distance of time. But to prove the point at issue documentary evidence is not always necessary; nor can it be always got. The testimony

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		of Venkama seems to be enough to decide the point. So far as it goes, there seems to be nothing to discredit it.
		15 The same point was wrong in thinking that Venkama wanted to say that he looked after the village, at the time of the Zam Settlement, contemporaneously with Kesava Rao that gave evidence before the officer conducting the Zam Settlement. Venkama says distinctly, in his statement before the present investigating officer, that he succeeded one Vasudeva Rao as manager. The probabilities are that within a short period after the Settlement in 1878 there was more than one change of hands for the management.
		16 Venkama's evidence is simple & clear. He says that today seeds were sown about 30 years ago; that the date trees came to yield today 7 or 8 years thereafter - i.e. - about 22 years ago; that before the introduction of the Farming System in 1892-3 they were leased out but twice within the range of 4 or 5 years. There is nothing unusual or extraordinary in this part of the witness' statement.

SR

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Taking all the Circumstances
together, it seems fair to hold
that the Excise revenue from toddy should
go to the Inamdar, that is to say,
for the benefit of the Charities founded
by the late Mr. Gundapanth.

17 If the above view is correct, a draft
will be put up recognizing the Inamdar's
claim.

K.S.

27.11.08.

To the Vernacular Records for verification of
the statements taken from the Hindi order of the
1842.

27.11.

R.R. No 124

27.11.08

No. 126

9 ಹಂಚಿಕೆಯಾದ ನವವರ್ಷದಿಂದ ಹಿಡಿದು ಅದರ ಮುಂದುವರಿದ
ಮಾಹಿತಿಗಳನ್ನು ಅಧಿಕಾರಿಗಳಿಗೆ ತಿಳಿಸಲು ಮುಂದುವರಿದ
ಪ್ರಗತಿಗಳನ್ನು ತಿಳಿಸಲು ನಡೆಸಲಾಗುವಂತೆ
ಹಾಕಿಕೊಳ್ಳುತ್ತೇ. ಉದಾಹರಣೆಗೆ ಪ್ರಗತಿ ತಿಳಿಸಲು -
ಅಪ್ರಕೃತಕವಾಗಿ. ದಲಾಯತ್‌ನಲ್ಲಿ ಮುಂದುವರಿದ
ಪ್ರಗತಿಗಳನ್ನು ತಿಳಿಸಲು. ತಿಳಿಸಲು ಮುಂದುವರಿದ
ಮಾಹಿತಿಗಳನ್ನು ತಿಳಿಸಲು. ತಿಳಿಸಲು ಮುಂದುವರಿದ
ಮಾಹಿತಿಗಳನ್ನು ತಿಳಿಸಲು.

10 ಇದೇ ವಿಷಯವನ್ನು ತಿಳಿಸಲು ಮುಂದುವರಿದ
ಮಾಹಿತಿಗಳನ್ನು ತಿಳಿಸಲು. ತಿಳಿಸಲು ಮುಂದುವರಿದ
ಮಾಹಿತಿಗಳನ್ನು ತಿಳಿಸಲು. ತಿಳಿಸಲು ಮುಂದುವರಿದ
ಮಾಹಿತಿಗಳನ್ನು ತಿಳಿಸಲು.

30-4-1908 ರ ಮುಂದುವರಿದ. H. 5671-9 ರ ಮುಂದುವರಿದ
B.R. 173-07 ನಲ್ಲಿ.

12/12/06
D. G. V. 06

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The Chief Commr. makes no mention of the alienation of loooy Excess revenue and the later Order of July 1842 issued by the Supt of the Bangalore Division, if it had not the sanction of the Chief Commr. can not be held to confer rights addition to those conferred by the Sanmad. Whether the Order of July 1842 was or was not issued with the approval of the Chief Commr. has to be found out from the Order itself (it is in some language which I do not know) and other connected papers available in the Vernacular Record Branch. If the Order had not the sanction of the Chief Commr. the Inamdar claim to loooy Excess revenue is unsupported by competent authority. As for the Concession made at the Inam Settlement, the revenue Conceded seems

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Seems to have been arrack - though
'abkari' is often used as meaning
all items of excise revenue the
discussions noted in the Dnam
register make it clear that the
term 'abkari' as used in para
11 of that register meant only
arrack and this is evident
from the context. If however
the order of July 1842 had
the approval of the Chief Comm
alienation of ~~excise~~ excise revenue
has to be admitted. As for
enjoyment required under rule
19 the evidence adduced can
not be considered as
conclusive. Permitting
alienation, enjoyment has
perhaps to be presumed
in the case of all privileged
shopless Dnam villages, if
the right has to be recognised
on the strength of alienation
alone.

Please see the entries of Ver. Record
on this point - pp. 13 & 14.

24. The file may first be sent to
the Vernacular Record Branch
for verification of the

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This is done point in regard to the order of July
1842, referred to above.

11/12/18

35

To the Vernacular Record

K.S.

12/12/08.

From No. 140
12-12-08

To. No. 139

26 తేదీ వరకు గల గుంటూరు జిల్లాలోని పరిశీలన చేసిన
మొదటి గుంటూరు మండలమునకు చెందిన వర్ణనలు

మొదటి నది గుండు (అత్తి ప్రయోగం సమీపం) సరిహద్దు వరకు
వరాహిద ప్రయోగం ఇవరిగి నది లోయల నడుమ
గతించిన భూమిలు గుండు ముంపుల వల్ల నీరు పడిన
లోయలకు గతించిన భూమిలను విడిచి వదిలి, లోయ, లోయ
బాంబులు, ఎరులు, ఎప్పుడో ముంపుల వల్ల నీరు పడిన
గుండు అవరిగి నది లోయల నది సరిహద్దు వరకు

18-4-1842 వరకు గల గుంటూరు జిల్లాలోని పరిశీలన చేసిన
మొదటి గుంటూరు మండలమునకు చెందిన వర్ణనలు

మొదటి నది గుండు (అత్తి ప్రయోగం సమీపం) సరిహద్దు వరకు
వరాహిద ప్రయోగం ఇవరిగి నది లోయల నడుమ
గతించిన భూమిలు గుండు ముంపుల వల్ల నీరు పడిన
లోయలకు గతించిన భూమిలను విడిచి వదిలి, లోయ, లోయ
బాంబులు, ఎరులు, ఎప్పుడో ముంపుల వల్ల నీరు పడిన
గుండు అవరిగి నది లోయల నది సరిహద్దు వరకు

15-7-1842 వరకు గల గుంటూరు జిల్లాలోని పరిశీలన చేసిన
మొదటి గుంటూరు మండలమునకు చెందిన వర్ణనలు
“శ్రీ గుండు ముంపుల నాలుగు. వీటిలో ముంపు, పర
“అత్తి ముంపుల నాలుగు, ముంపుల వల్ల, కుళ్లు గా
“శ్రీ గుండు ముంపుల నాలుగు ముంపుల వల్ల అన్ని వర్ణనలు
“అత్తి ముంపుల నాలుగు విడిచి వదిలి, లోయ, లోయ
“దాండు ముంపుల నాలుగు విడిచి వదిలి, లోయ, లోయ

మొదటి గుంటూరు మండలమునకు చెందిన వర్ణనలు
1842 వరకు గల గుంటూరు జిల్లాలోని పరిశీలన చేసిన
మొదటి గుంటూరు మండలమునకు చెందిన వర్ణనలు
Flag. 10-14

మొదటి గుంటూరు మండలమునకు చెందిన వర్ణనలు
Flag. 5-6

కర్మకలహం.

सुख

ॐ नमो भगवते वासुदेवाय

Serial
No.

32 నల్లదురాళ్లు -

11 ఈ క్రింద వివరించబడినట్లుగా -
ఈ క్రింద వివరించబడినట్లుగా -

ఈ విషయమును గురించి వివరించిన
21. 3. 1842 కి ముందు 50 కి దిగువ లోపలి

11. 4. 1843 కి ముందు 65 కి దిగువ లోపలి

ప్రభుత్వ ప్రతిపక్షమున నుండి వచ్చినట్లుగా
ఈ విషయమును గురించి వివరించినట్లుగా
ఈ విషయమును గురించి వివరించినట్లుగా
ఈ విషయమును గురించి వివరించినట్లుగా
ఈ విషయమును గురించి వివరించినట్లుగా

32 ఈ విషయమును గురించి వివరించినట్లుగా
ఈ విషయమును గురించి వివరించినట్లుగా
ఈ విషయమును గురించి వివరించినట్లుగా
ఈ విషయమును గురించి వివరించినట్లుగా
ఈ విషయమును గురించి వివరించినట్లుగా

33 సంకలనమును గురించి వివరించినట్లుగా
ఈ విషయమును గురించి వివరించినట్లుగా
ఈ విషయమును గురించి వివరించినట్లుగా
ఈ విషయమును గురించి వివరించినట్లుగా
ఈ విషయమును గురించి వివరించినట్లుగా

అని స్పష్టముగా ప్రకటించబడినట్లుగా

17. 12. 08

Submitted.

24 It is seen from the notes recorded
by the Vernacular Record that the order of July
1842 merely explains the scope of the Sanction
of April 1842 issued under the order of the

2
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No.

Chief Court of the 21.3.1842
and it is also clear that Panchabab
(Sundi, Sharak, and Ganja) were
alienated by the Samad of 1842.

35 But, as the v. R. points out that
certain other dry lands adjoining the
Inam village in question were also granted
to the Seristedar or Shraya tenure for dry
cultivation, it is necessary to enquire whether
the date here in question is within the
limits of the original (Inam) village &
not within the limits of the Chabram
Jodi lands granted under the Chief Court's
order of the 11.4.1843.

36 Draft put up

K.S.

18/12/08.

22/12/08.

37 Issue under 30-12-08.

vide Ref. D.

Returned to
Genl Secy for
reference in C.D. same
change of name to the paper.

38 No. 108
ref: put up

to the v. R. bench?

K.S.

18/12/08.

yes

to the ver Secy.

16/12

38 To the Vernacular Record for taking back the
ref: put up. & for returning this file to the

K.S. 16/12
వదిల్ల అవల్లిరాంబాగలేల్లాపు నకిపు నకిద
బలేలుబుచ్చు నువల సర్వే క్రొండాళిలంబ
వరి. ద, అల్లూర కేమరాగరాంబా పరిలంకరా
లువరూద కేమరాంబలకళ నెలనద వల్లకళన్న
అనం కేలురెప్పు నూంబిన్న కేలూంలూ
రాపనీ

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సీరియల్ నెంబర్ 108, జనరల్ అండ్ రివెన్యూ సెక్రటరీ ఓఫీస్, హైదరాబాద్.
2.1.09

2. To the Smei Court.

No. R. 2963 of the 7.1.09.

Enquires whether the date trees referred to are within the limits of the Kagangutta village in question or of those of the adjoining Chaham Jodi lands.

3. From the Excise Commr in Mysore No. 8585 of 15/5/13.

With reference to the above forwards a copy of the letter from the Dy Commr, Bangalore D., on the point in question together with the records relating to the claim.

40 It is seen from the above notes that diam register of enquiry concedes Abkani which ~~term~~ has already been accepted to include toddy. As regards enjoyment for 12 years prior to 1892-3 the evidence of the agent of the village has been taken to be enough especially in the case of

Para 8 Supra.

Para 23 Supra.

Serial
No.

a shopless inland village. The income though originally a devadaya kind, has been granted for personal benefit. It is also shown that the toddy trees are within the limits of the village.

41 In the letter of from the Excise Commr dated 6th March 1903 the claim is recommended as being entitled to toddy revenue; but a doubt was entertained as to grant of the concession to devadaya income given for the purpose of maintaining a chattram. But this point has been now cleared up by the report now received that the income was confirmed at the Settlement for personal benefit.

42 ~~For these reasons the~~ claim appears to fall under rules 13 of the rules of 2nd August 1901. Other cases of the kind are kept in the "Sus" shelf pending the revision of the rules. May this also be similarly kept? filed for order.

43 18/2/15
42 Or keep in Sus
Rev Secy
6/11/16

No. 4177

1417 file

51493

5/14/93

cop

GOVERNMENT OF MYSORE

Office of the Excise Commissioner

in Mysore,

Bangalore, dated 27th October 1908.

31

From

H.H. Sparkes Esquire,

Excise Commissioner in Mysore.

108-08

(1)

To

K.S. Chendrasekhara Aiyer Esquire, B.A., B.L.,

Secretary to the Government of His

Highness the Maharaja of Mysore

General & Revenue Departments.

Sir,

Adverting to your docket No. 453/Ex.F.16-01, dated 9th December 1903, I have the honor to submit herewith the records of enquiry relating to the Inamdar's claim to the Excise revenue from toddy of Kayamgutha ^{Bojimaradahalli Village} ~~Bylannanahalli~~ (Pantharapalya) in the Bangalore Taluk together with a copy of the Bangalore Deputy Commissioner's letter No. 298, dated 29th August 1908 and a copy of the Inam Register of enquiry of the village and to state that I do not concur in the opinions recorded by the investigating officer and the Deputy Commissioner that the Inamdar is entitled to the Excise revenue from toddy of the village.

2. The village was granted under a Sannad dated 18th April 1842 by the Superintendent of the Bangalore Division. In this Sannad neither toddy nor Sendi is conceded to the Inamdar. But in the subsequent order dated 18th July 1842 issued by the same officer to the Amildar of Bangalore and to the Head Sheristedar Gundopanth "Panchbab" is mentioned as having been conceded to the Inamdar.

3. At the Inam settlement conducted in the year 1878, right

rights to Abkari were first reserved. On a subsequent representation by the Inamdar that he had always an arrack shop in his village, the Amildar was called upon to report about the shop and the Abkari items then enjoyed by the Inamdar. The Amildar reported in his No.1619, dated 31st January 1879 that an arrack shop was kept in the village since 15 or 20 years and on this report the Inam Superintendent has recorded " Rights to Abkari are conceded". From the aforesaid correspondence it is clear that Abkari in this case can only mean arrack. The Amildar had nothing to say about toddy as there was no excise revenue from toddy in the village.

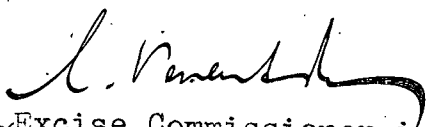
4. The Inamdar has not produced a scrip of documentary evidence to prove his enjoyment of the excise revenue from toddy of the village at any time. Mr. Krishnasawmi Rao, one of the Inamdars has himself admitted that there was no toddy shop in the village. The only evidence relied on by the investigating officer and the Deputy Commissioner is the statement of one Venkanna, who has nothing definite to state about the Excise revenue from toddy of the village. This Venkanna is said to be ^{of 4} of age and he has deposed that he was managing the village for the last 30 years that is to say since 1878. But at the Inam Settlement conducted in the very same year it was ~~the agent one~~ Kesava Rao who produced the documents before the Inam Superintendent vide page 5 of the Inam Register of enquiry. Venkanna's evidence does not in the least lend any strength to the claims of the Inamdar and has no value.

5. In these circumstances I am of opinion that the Inamdar is not entitled to the Excise revenue from toddy of the village. There is a grove in the village and only 1/5th of the grove Farm rent for the years 1892-93 to 1896-97 is payable to the Inamdar.

I have the honor to be

Sir,

Your most obedient servant,


for Excise Commissioner in Mysore. .
Bt.

From

The Deputy Commissioner
Bangalore District.

To

The Excise Commissioner
in Mysore.

Dated 29th August 1908.

Despatched

Received

General No. 298.

No.

Enclosure No. 1 file.

Sir,

With reference to your docket No. 5245/128, dated 13/17th December 1903 requesting the further enquiry being held with reference to para 19 of the rules published in Govt. Proceedings No. 2074-83/R.F. 166-92, of 2nd August 1901 in the case of the Inamdar's claims to toddy revenue of Boyimarnahalli village Bangalore Taluk, I have the honor to state that the notices issued several times were not served on the Inamdars for some reason or other on some occasions and that though the notices were served on other occasions the enquiry had often to be postponed at the request of the Inamdars themselves who had applied for time to procure the necessary documents in support

of them

right to the toddy revenue. The case however was finally heard on 7th May 1908 by Mr. C. Rama Rao Senior Assistant Commissioner Bangalore Sub Division, who has come to the conclusion from the enquiry that the Inamdars are entitled to the toddy revenue of the village besides having been in enjoyment thereof for about four years prior to 1892-93 vide his No. 1179, dated 16/26th May 1908 which is forwarded herewith with the connected file of records.

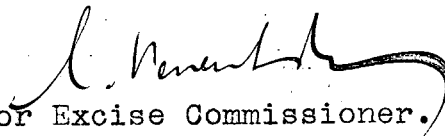
2. In the course of enquiry now held the Inamdars have filed the marginally noted documents. From the first document which is an authorized translation in English, of the original Sannad of the village, it is seen that it was granted subject to the payment of an annual Kayamagutha of Conteeroyi Fagcdas 6. 7. 9½ which is not liable to increase at any time on account of any cause whatever and that the Inamdar was allowed to enjoy the produce of lands and trees at the time of the grant of the Sannad and as well as other produce that might be realized thereafter through the efforts of the Inamdar. In the other three documents filed by the Inamdars which are all Hukums based on the Sannad to the parties concerned the right to all items of revenue including the Panchbab and sandal wood has been expressly conceded to the Inamdar. I think therefore that there is no doubt about the right of the Inamdar to the toddy revenue which is recognised in the Sannad.

3. The next question for consideration is whether^e the Inamdars were in enjoyment of the said revenue within twelve years prior to 1892-93. In support of this point no documentary evidence has been produced, but one Venkanna who is said to have been looking after the affairs of the village for the past thirty years, bears witness to the fact of the toddy revenue having been enjoyed by the Inamdars for two years about 20 or 22 years ago, which means within twelve years prior to 1892-93. This statement of Venkanna may be admitted to be true as it may safely be presumed that the toddy trees of the village might have been leased out by the Inamdars before the introduction of the farming system as they were done by Government from the years 1892-93 and the gutha chit etc, connected with the same might have been mislaid or otherwise by the Inamdars which is very likely at such a distance of time as this.

I have &c,

Sd/ J.E. Rozario
for Deputy Commissioner

copy


for Excise Commissioner.

1. authorized translation in English of the original Sanad granted on 18th April 1842 by Major R. Budd, Superintendent of the Bangalore Division.
2. Hukoom of 18th July 1842 issued by the same officer to the Amildar of Bangalore
3. do — do — Had Sheristadar Gundopuntle.
4. — do — of 12th November 1843 issued by Subedar Sub-bappa to Kengeri Sheikdar.

Office Draft. (Docket.) ⁶

Mysore Government,
General & Revenue Secretariat.

To

The Excise Commissioner
in Mysore.

Date of passing the draft

Date of despatch

9/12/03

Regd. No.

File No. & date (if any)

453

Ex 716-01

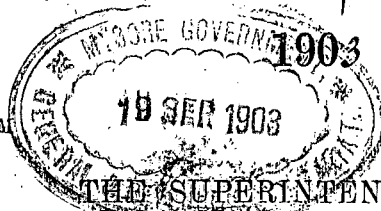
No. of Encls.

His letter no. $\frac{6140}{396}$ of 6.3.1903
Submitting the record of enquiry relating
to Nayampattadan's claim to the toddy
excise revenue of Boyamamahalli
village in the Bangalore Taluk and therein
expressing ^{as to whether an Encl.}
~~raising a doubt as regards the validity~~
~~of the concession granted~~ ^{under rules} ~~appd. by the Chief~~
~~Commissioner~~ ^{apparently} for the
construction and establishment of
Charlton's could have such rights conceded

With reference to the above has the honor
to state that assuming ^{that there is a} ~~the validity of~~
~~the title to the claim~~ and that the term
"Abkari" referred to in the Enam Register
of enquiry, includes toddy excise ^{revenue} ~~no~~
further question that requires an answer
is, whether ~~the~~ enjoyment for 12 years
preceding 1892-93 has been established
on which point there is ^{no} ~~no~~ evidence
nor any distinct finding ~~has been made~~
It is therefore requested that further
enquiry

24 149 8/19/91
8)

FROM



To

THE SECY. TO THE GOVT. OF MYSORE,
GEN. & REV. DE

Dated 18th

Despatched 18th September 1903

Received

No. 47 of 1903. — 04

Enclosure No. one

As requested in his docket N^o.
260 of the 15th September,
Ex. F 16-01
has the honor to forward here
a copy of the Inam Register of
Beyimamahalli village, Kenger
hobli, Bangalore Taluk.

[Signature]
Superintendent of
Settlements in Mysore

Excise
19.9.03.

Register Sheet No. 343

Taluk - Bangalore -

Hobli - Kengeri

Village - Boymannahally

H. G.

Copy of the Register Form of the Kayamgutta

No. of case	General class to which the Kayamgutta village belongs,	Deniz of the village,	Description of land. If for service, it is to be stated who ther the service is continued. If for buildings, &c., whether they are efficiently kept up.	Amount of Kayamgutta paid to Government.	By whom granted and in what year.
1	2	3	4	5	6

(Revised Final Title Decr No. 770.)

(Title Decr No. 50)

Deva Raya now Personal	As per Commons 1842 in the Prand. Sennathia Agrahar neg. of Siddicuttah P. 7-V of Pattah of 6-7-9 1/2 Bangalore add. 10d. place No 2 of this Village 3- 9-7-9 1/2 h. 2 p 28-6-4	For the bene- fit of the Brahmins Sannad 1842 P. 7-V 6-7-9 1/2 old 10d. of case no 2 of this Village P. 7-V 3- 9-7-9 1/2 No 2 p = 28-6-4	As per Commissioner of Mysore 1842
------------------------------	---	--	---

village of *Boyimamhally* in the *Namperi*

Written instruments in support of the claim, original sannad, all miscellaneous documents, and other proofs of long possession. In this column it should be stated whether the claim is held with or without grant, whether the grant is produced or lost, &c, and the general specification of terms of all documents produced should be given.

Name of the original grantee.

Whether the village is entered in the Register of Kayamgutta Villages received from the Chief Commissioner's Office; if not, in what other accounts.

7	8	9
1. Sannad from brief Commissioner of 18th April 1842. 2. Translation of above sannad in English, authenticated by the Superintendent of the Bangalore Division Mr. C Venkata Row has produced on 14th Nov^r 178. 3. Copy of an order No 21 of 15th July 1842 from Colonel Budd Supt of Bangalore Division to Amil of Bangalore Taluk. 4. Order from same to original grantee, forwarding to him the copy No 3 above -	Head seristadar Gyondopant.	Commissioner sannad 1842 Head seristadar Gyondopant F. V. 6-7-9/2

Bangalore Taluk

Assistant's opinion and recommendation.

1. The documents entered in Col: 7 were produced by the present Holder's Agent Kesava Row. He states that the income derived from the Village is spent on the Brahmins of the Pramanatha Agrahar in Siddicuttah of the Pethah of Bangalore, and that when no crops are raised the Holders pay from their own funds. The Samad states that the Vallah was applied for for the above purpose.
2. The Jodi of 3 Pags: in Case no 2 of Register sheet no 220 of the Bangalore Taluk was added to the Gutta of this Village.
3. The Village is confirmed as a Devadaya Grant to the present Holder on the existing Gutta of Rs: 28. Subject to all Local Fund and Irrigation Cesses.
4. Rights to Sanyas, Akharis and Forests are reserved. ||
5. A Valuation Survey is desired.

29th July 1878.

(Signed) Robt Cole
Supt of Main Settlements.

N.B. The two Deeds in Col: 10 returned in person on 29-7-78

b. Read the Petition from C. Venkat Row dated no date as also the Document in Col: 7 no 2 In it is stated that the Commissioner had been pleased to grant the Village "in consideration of your highly useful Public services" In the next place it is said the crops &c "shall be comfortably enjoyed by you" - This Village is therefore confirmed as a Personal & not as a Devadaya Village -
5th Sept 1878.

(Signed) Robt Cole
Supt of Main Settlements.

7. Mr C. Venkat Row has this day produced Nos 3 & 4 in Col 7 and states that he has always had an amrack shop in his village, which he rents out. Call on Amil to report about the shop and what abkane it is he now enjoys.

District

8. In No 3 of Col. 7 the stems of sandal, and other trees are clearly conveyed to original grantee. Forest rights will therefore be conceded.

{ N.B. Nos 324 returned }

14 acres
14th Nov-178

(Signed) Robert Cole

9. Order prepared & submitted 15-11-78 No 494.

10. Reply received. Vide Amils No 1619 of 31-1-79 in which he replied that an arrack shop was kept in the village since at least 15 or 20 years, the license fee on that at the rate of 8 Rs per month, has been collected and enjoyed by the Guttadar.

11. Right to Abkari are conceded. ||

20 Feb 179 (Signed) Robert Cole

12. As per Chief Commr's Pro: No 230-34 of 13th April/80, 6 acres and 6 guntas of land has been taken up out of this village for the Mysore State Railway and the grant of a compensation of Rs 153-12-0 sanctioned, and the Dy. Commr. requested to furnish the information regarding the proportionate reduction of Rs 2-15-10 in the Gutta amount.

7-6-80 (Initialed) Robert Cole
13. Vide Chief Commr's Proceedings No 1271-3 of 5th June/80 sanctioning the reduction of Rs 2-15-10 in the Gutta amount. The Gutta amount payable is then Rs 25-0-0.

(Initialed) Robert Cole
11-6-80

14. Revised as per the Government Proceedings No 14223-5 of 17th February 1894. O.F. 100-93

15. Vide the statement received with the Survey Report No 67 of 18-2-98. A. G. R. a b

Total area & assessment - 387.37 - 351-0-0
Deduct for a minor Duam - 2.26 - 1-0-0

385.11 - 350-0-0

Particulars

Particulars			
	A. G.	Rs	a p
Unculturable	189.8	2	—
Dry Cultivated	137.14	132	—
Culturable (waste)	13.11	3	4 — $\frac{1}{4}$ assess $\frac{1}{2}$
Wet Cultivated	36.19	191	—
Culturable waste	2.10	1	12 — No
Garden Cultivated	6.29	20	—
Total	385.11	350	—

16. Finally Confirmed on the existing foots.
of Papes 25 —

(Signed) J. P. Grant

Supdt of Income & Recls.

8/17-2-99.

Copy

Income & Recls Office
Bangalore 18th Sept

Compd

1903

Supdt of Income

Recls.

in Mysore

Office Draft. (Docket.)

Mysore Government,
General & Revenue Secretariat.

To

The Superintendent of Inam
Settlements in Mysore

Date of passing the draft

Date of despatch

15-9-03

Regd. No.

File No. & date (if any)

260

47601

No. of Encls.

Adverting to the Excise
Commissioner's letter n^o 6140 of 6.3.
396
re the Kayamputtada's claim
to the toddy excise revenue of
the Boyimamahalli (Pantahalli)
in the Bangalore M., Has the
the honor to request that
a copy of the Inam Register
of Enquiries ~~relating to~~
the village may be forwarded.

By order

Secretary

14/9/03

he will be so good as

& forward

in the case of Boyimamahalli
village, Kengeri Hobli.
As any other taluk

EX 7
424
7/16/4/03
11184
10 APR. 1903
16)
1903.
FROM P. N. Purnayya Esq. B.A.
Excise Commissioner
in Mysore.

To
H. V. Kunjundaiya Esq. M.A.
M.L.A.
Secretary to the Government of
H. H. the Maharaja of Mysore
General and Revenue Dept.

Dated 6th March 1903.

Despatched 14

Received

General No. 6140

No. 396

Enclosure No. 1 file

Submits with opinion the
record of enquiry relating to
the Toddy revenue of Bojimarasa
halli (Pantapalya) Kayangutta
village, Bangalore taluk. :-

Excise Commissioner's Office
Dated, Bangalore, 6th Ma 190
14th
A. No. 6140 Que 1 file.
396

From
P. A. Purnaiya Esq. B.A.,
Excise Commissioner,
in Mysore.

To,
H. V. Kunjundaia Esq. M.A., M.L.,
Secretary to the Government of His
Highness the Maharaja of Mysore
General and Revenue Departments

Sir,
In submitting herewith the record
enquiry relating to the Toddy revenue
Bojimarahanahalli (Pantapalya) Kayan
gutta village, Bangalore taluk, I
have the honor to state that the Excise
revenue from Toddy has been conceded both
by Sanad and at the Inam Settlement.
The Kayanguttadar is now enjoying arva
revenue. There is no Toddy shop, but there is
only a date grove in the village. According
to the Excise revenue, if payable to him, has to be pa
subject to rules 2, 5 and 13 in Government
Proceedings A. No. 2674-83, dated 11th August,
Ex: 166-92.

2 In my own mind I entertain a doubt
whether the Inam granted apparently
under rules for construction and establi
-ment of choultries by the Commission
for the administration of the Territories of M
in the year, could have such rights con
The

This point is submitted for Government
for decision.

I have the honor to be,

Sir,

Your most obedient servant

Wm. W. L. Langley

For Exec. Commissioner

N in Mysore
— o —

From

The Excise Commission, Bangalore

To

The Deputy Commissioner Bangalore District

Dated 13th

Despatched 17th } December 1903

Rs. 52.45
128

Enc. 1.

His docket no. 453 dated
9th instant, from the Secretary to the
Government of Mysore General &
Revenue Department about the claim
of the Kayamuthadar to the Toddy
Revenue of Boyamarnahalla village
Bangalore Taluk.

In forwarding copy of the above,
has the honor to recommend that the
further enquiry thereon desired may
kindly be held and the result
intimated

From

H. V. Hanjundayya Esquire, M.A. and
Secretary to the Government
of His Highness the Maharaja of
Mysore, General and Revenue
Departments

To
The Estate Commissioner,
Mysore
Dated 9th December 1903

General no. 483
4.7.1601

His letter no. $\frac{6140}{390}$ dated 6th
March 1903; submitting the record
of enquiry relating to Kayamuttu-
dar's claim to the Toddy Estate Revenue
of Boyamarahalli village in the
Bangalore Taluk and expressing
a doubt as to whether an inam —
granted under rules for the con-
struction and establishment of
Choultries, could have such rights
conceded.

22)

With reference to the above, has the honor to state that assuming that there is a valid title and that the term "Abkari" referred to in the Inam Register of enquiry includes toddy & excise revenue, the further question that requires an answer is, whether enjoyment for 12 years preceding 1892-93 has been established, on which point there is no evidence nor any distinct finding. It is therefore requested that further enquiry may be held with reference to Para 19 of the rule, published in Govt. Proceedings No. 2074-83, dated 2nd August 1901, and the result intimated.

By order

(sd) B. Ramaswamiengar
for Secretary

"copy"

(sd) M. Gopalengar

for Excise Commissioner

in Mysore

(in original)
forwarded to the Asst. Commr.

received on 1/10/01

N^o 50

Myse Court's Office

To, The Superintendent of
Bangalore Division.

Sir,

In reply to your letter of the
9th ultimo N^o 36, submitting a letter
to your address from your Head
Sheristadar Gundoojunt soliciting
that certain lands in the Bangalore
Taluk designated the Bopeerahally
(Bopeernahally) Diunnah may
be granted to him at a fixed
rent, I have the honor by
desire of the Commissioner
to state that in consideration
of the highly useful public
services which Gundoojunt
has rendered to this Government

as testified to by yourself
and your predecessors Major
Maicarthur, he is pleased to
sanction the grant to him
of the lands in question at
an annual rent of Chattray
pagoda 6-7-9 1/2.

I have &

Bangalore } (Ld) A. Clarke
21st March 1842 } Wg: Secretary.

Office Draft. (Docket.)

Mysore Government,
General & Revenue Secretariat.

To

The Lease Commr
in Mysore.

Date of passing the draft

Date of despatch

23/1/04

Regd. No.

516

File No. & date (if any)

471601

No. of Encls.

1 file

In reply to his letter no 5867
229
of 18th Jan 1904, has the
honour to forward herewith
the record of enquiry ~~etc~~
relating to the today's
revenue of Bojmarana-
halli village, Bangalore
M.

By order

[Signature]
for Secy.

299 of 21/1/04.

29)

1904

FROM

P. N. Iyengar Esq. B.A.,
Excise Commissioner
To in Mysore.

H. V. Nanjundappa Esq. M.A.
Secretary to Govt. of His Highness
The Maharajah of Mysore.

Dated 18th } Sent to Rev. Dept.
Despatched 19th } 19th Jan 1904.

Received

General No. 5867

No.

229

Enclosure

No.

In reply to Secretary's
docket no. 453, dated 9th
Dec. 16-01
December 1903.

Requesting to return the
record of enquiry regarding
the claim to Zaddy Revenue
of Bymarnahally village,
Bangalore Taluk.

No. 5867
229

Excise Commissioner's office
Bangalore, dated 18th January '04.
20th

Sir,

P. N. Purnaiya Esq. B.A.,

Excise Commissioner in Mysore

To;
H. V. Karijundayya Esq. M.A., M.L.,
Secretary to Government of His
Highness The Maharajah of Mysore,
General and Revenue Department.

Sir,

With reference to your letter No. 453
4.16.03
dated 9th December 1903, calling for
further information regarding the claim
to Laddy Revenue of Bymanahally village
Bangalore Taluk, I have the honor to
request that the record of enquiry
sent with my letter No. 6140
396, dated 6th
14
March 1903, may be kindly returned.

I have the honor to be,
Sir,

Yours most obedient servant,

H. G. Patil

For Excise Commissioner
H. G. Patil in Mysore.

1-1/2 am SN
6070

OFFICE OF THE EXCISE COMMISSIONER IN MYSORE.

Bangalore, dated 8th February 19 13.

FROM

M. Kantaraj Urs, Esq., B.A.,

Excise Commissioner in Mysore.

TO

K.R. Srinivasiengar, Esq., M.A.,

Offg: Secretary to the Government of

His Highness the Maharaja of Mysore,

General and Revenue Departments.

10

DIRTY No 3027

10/2/13
SECTION SN
FILE
SERIAL No.

Sir,

In reply to your reminder letter No.F1.4466 dated the 7th instant calling for additional information regarding the Inamdars claim to the Excise Revenue from toddy of Jodi Boyimarnahalli - - village, Bangalore Taluk, I have the honor to state that the Deputy Commissioner of the Bangalore District has again been reminded this day to expedite its submission and the information required will be furnished soon after its receipt from him.

I have the honor to be,

Sir,

Your most obedient servant,

M. Kantaraj Urs

for Excise Commissioner.

Diary No. of letter replied to

1493

No

2463

57-1-08

General and Revenue Secretariat

S. R.

190

To

The Smeise Bow.

Date of issue

7 January 1909

Signed by

W. M. K. K. K.

Sir,

In returning herewith the Smeise received with your letter, No: 4177 dte 27.10.08, about the Smeise's claim to the Smeise Res. from today of Kayamkutta Bojimaranchalli in the Bangalore Taluk, I am directed to point out that the land ~~was~~ adjoining the Smeise village in question ^{appears} ~~was~~ have been ^{also} granted to the late Mr. Gundopanth on strange terms as Chattram Jodi under the Smeise Bow's orders ^{No: 65} dte 11.4.1843 ^{is} ~~was~~

J.

over.

SUBJECT.

to the ^{2nd} Supt. of the Bangalore
Div. and to ^{Sulphur} ~~the~~ whether the
date line in question is
within the limits of the Kagangutta
village or within those of the
Jodi land

I have

June 20, 128
In Sept. 1912

V.S.
18/12/08

List of enclosures

Copied by *W. S.*
Examined by *W. S.*

No 8585

Enc: 1 and a file.

OFFICE OF THE EXCISE COMMISSIONER IN MYSORE.

Bangalore, dated 15th. May 1913.

17th

FROM

M. Kantaraj Urs, Esq., B.A.,

Excise Commissioner in Mysore.

TO

K.R. Srinivasalingar, Esq., M.A.,

Offg: Secretary to the Government of

His Highness the Maharaja of Mysore,

General and Revenue Departments.

Di No. 4689

13/2-13 13
SECTION SR
FILE NO. 108-08
Serial No. 3

Sir,

Adverting to your letter No. Fl. 2963/S.R.108-08-2, dated the 7th. January 1909, calling for certain additional information about the Inamdars claim to the Excise Revenue from toddy of Kayamgutta Boyimaranahalli village (Pantharapalya) in the Bangalore taluk, I have the honor to submit, herewith, copy of docket No. 681 dated the 5/10th. March 1913, from the Deputy Commissioner, Bangalore District, furnishing the information therein called for.

2. The file of records received with your letter under advertence is herewith resubmitted.

I have the honor to be

Sir,

Your most obedient servant,

M. Kantaraj Urs

for Excise Commissioner.

E

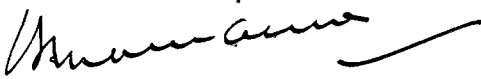
Copy of docket No. 681, dated the 5/10th. March 1913, from the Deputy Commissioner, Bangalore District, to the Excise Commissioner in Mysore.

His official Memorandum 6071, dated 10-2-1913, in re - additional information called for in connection with the Inamdars claim to the Excise Revenue from toddy of Jodi Boyimaranahalli village Bangalore taluk.

Has the honor to state that the date trees are said to be scattered all over the village and their growth is said to be not confined to any one particular locality. It is found from the enclosed file of records relating to the enquiry into the Inamdars claim to the toddy revenue of the village that some lands in each of the adjoining villages of Devatiramanahalli, Byatrayanapur, - Nayandahalli, Hoskerehalli and Kenchenhalli (the total extent where of amounting to 17 and odd candies) were granted by the proprietors thereof for purposes such as house-building by the raiyats of the Boyimaranahalli village proper, upkeep of the chatram, etc., constructed by the late Gundopanth, in the Siddicutta, Bangalore city and the concessions granted by the Sannad for the village proper were extended to the said lands vide Bangalore Subedars canarese order No. 161, dated 12-11-1843 to the Shekdar, Kengeri hobli. These - lands were recognised as forming part of the village of Boyimaranahalli and as a result of this addition, the kayamgutta of the village of Boyimaranahalli which was originally fixed at 6 pagodas 7 fanams and $9\frac{1}{2}$ annas was raised to 9 pagodas 7 fanams and $9\frac{1}{2}$ annas.

The village originally appears to have been belonging to the Devadaya class but in the Inam enquiry conducted in 1878 the village was confirmed as one granted for personal benefit.

' Copy '


or Excise Commissioner.



~~1/2~~ 24/11
G.R.S. 28]

Recognise the claim of the landlord
the Excise revenue from today 36)

File No. 108-08

Serial No. 4.

Diary No. of letter replied to _____

GENERAL AND REVENUE
SECRETARIAT.

(J.R.)

Proceedings of the Government of His Highness
the Maharaja of Mysore

READ—

191 .

Date of issue. 26-1-17

Signed by W. Greenough

Correspondence ending mlti-letti
no. 8565 & the 1575/1913 from the
Excise Commr in Mysore regarding
the claim of the landlord as to the

~~ORDER THEREON.~~ No.

Excise revenue from today of
Boymiaranahalli village,
Bangalore Hi.

order

Enc. 1 file

no. 4155-6 & 26 Jan 17
over

SUBJECT.

12/1/17

The order of the Superintendent,
 Bangalore Dⁿ, dated the 18/4/1842
 concedes panchab to the in'andar,
 which includes excise revenue from
 toddy and the Inam Settlement,
 recognises the right of the in'andar
 the abkari of the village. This is
~~not~~ ^{but} a shopless inam village ^{and} the
~~evidence of the in'andar's agent~~ has adduced some evidence
 showing that this item ^{of revenue} was enjoyed ^{there being} ^{has}
 by the in'andar. Govt, agreeing ^{within the limits of the}
 with the opinions expressed by the
 Excise Commr in 1803 and the
 Dy Commr in 1808, hold that
 the in'andar is a privileged
 in'andar and entitled to the ^{kind}
~~item~~ of revenue from toddy in this village.

V. 10

29/11/46

Mr. Secy to Govt -
28.11.46

To the Excise Commr in Mysore,
 with records
 to the Comptroller to Govt.

29/11/46
 2/11/16